LINK:

UNITED STATES DISTRICT COURT CENTRAL DISTRICT OF CALIFORNIA

CIVIL MINUTES – GENERAL

CV 15-01726 BRO (PJWx)		Date	March 17, 2015	
JAMES EASHOO V. IOVATE HEALTH SCIENCES U.S.A., INC.				
Present: The Honorable		BEVERLY REID O'CONNELL, United States District Judge		
Renee A. Fisher		Not Present		N/A
Deputy Clerk		Court Reporter		Tape No.
Attorneys Present for Plaintiffs: Attorney		Present for Defendants:		
Not Present		Not Present		
Proceedings: (IN CHAMBERS)				
ORDER TO SHOW CAUSE RE: SUBJECT MATTER JURISDICTION				
of limited jurisdiction, they possess original jurisdiction only as authorized by the Constitution and federal statute. <i>See Kokkonen v. Guardian Life Ins. Co. of Am.</i> , 511 U.S. 375, 377 (1994). Original jurisdiction may be established pursuant to 28 U.S.C. § 1332(d)(2). Under this subsection, a federal district court has jurisdiction over a civil class action in which the class has minimum diversity and more than 100 members and in which the amount in controversy exceeds \$5,000,000. 28 U.S.C. § 1332(d)(2). Although jurisdiction under § 1332(d)(2) requires only minimal diversity, a plaintiff invoking jurisdiction under the subsection must still show that at least one member of the proposed class "is a citizen of a State different from any defendant." 28 U.S.C. § 1332(d)(2)(A). A corporation is deemed a citizen of any state in which it is incorporated and the state where it has its principal place of business. 28 U.S.C. § 1332(c)(1). The Complaint filed in this case does not adequately allege the citizenship of Defendant Iovate Health Sciences, U.S.A., Inc., as it does not include any allegation regarding Defendant's principal place of business. The Court therefore ORDERS Plaintiff to show cause why this case should not be dismissed for lack of subject matter jurisdiction. Plaintiff must respond to this Order by March 20, 2015, at 4:00 p.m. IT IS SO ORDERED.				
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	Honorable A. Fisher Ey Clerk The Present for Not Present See: (IN CHE COPER TO SHE Contact and federal court in the second of a Second	Honorable Honorable A. Fisher Ty Clerk The present for Plaintiffs: Not Present S: (IN CHAMBERS) DER TO SHOW CAUS The present for Plaintiffs: Not Present S: (IN CHAMBERS) DER TO SHOW CAUS The present for Plaintiffs: Not Present S: (IN CHAMBERS) DER TO SHOW CAUS The present for Plaintiffs: Not Present S: (IN CHAMBERS) DER TO SHOW CAUS The present for Plaintiffs: Not Present S: (IN CHAMBERS) Defend Sys., Inc., 80 F.3 Jurisdiction, they possess for and federal statute. Second federal s	BEVERLY REID O'CONNELL, Un A. Fisher Not Present Y Clerk Court Reporter Ineys Present for Plaintiffs: Attorneys I See (IN CHAMBERS) DER TO SHOW CAUSE RE: SUBJECT MA Rederal court must determine its own jurisdiction of the price of the	BEVERLY REID O'CONNELL, United State A. Fisher Not Present y Clerk Court Reporter neys Present for Plaintiffs: Attorneys Present for Not Prese s: (IN CHAMBERS) DER TO SHOW CAUSE RE: SUBJECT MATTER of the priterion Sys., Inc., 80 F.3d 339, 342 (9th Cir. 1996). Be jurisdiction, they possess original jurisdiction only as at on and federal statute. See Kokkonen v. Guardian Life In 1877 (1994). Original jurisdiction may be established purence in which the class has minimum diversity and more the amount in controversy exceeds \$5,000,000. 28 U.S.C. in under § 1332(d)(2) requires only minimal diversity, and under the subsection must still show that at least one must is principal place of business. 28 U.S.C. § 1332(c)(1) Complaint filed in this case does not adequately allege Iovate Health Sciences, U.S.A., Inc., as it does not included in this case should not be dismissed for 1 and Plaintiff must respond to this Order by March 20 and Plaintiff must respond to this Order by March 20 and Plaintiff must respond to this Order by March 20 and Plaintiff must respond to this Order by March 20 and Plaintiff must respond to this Order by March 20 and Plaintiff must respond to this Order by March 20 and Plaintiff must respond to this Order by March 20 and Plaintiff must respond to this Order by March 20 and Plaintiff must respond to this Order by March 20 and Plaintiff must respond to this Order by March 20 and Plaintiff must respond to this Order by March 20 and Plaintiff must respond to this Order by March 20 and Plaintiff must respond to this Order by March 20 and Plaintiff must respond to this Order by March 20 and Plaintiff must respond to this Order by March 20 and Plaintiff must respond to this Order by March 20 and Plaintiff must respond to this Order by March 20 and Plaintiff must respond to this Order by March 20 and Plaintiff must respond to this Order by March 20 and Plaintiff must respond to this Order by March 20 and Plaintiff must respond to this Order by March 20 and Plaintiff must respond to this Order